

#3

DECLARATION AND POWER OF ATTORNEY



FOR PATENT APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled:

Cooling Pouch

the specification of which was filed on 22nd June 1998 under serial number 09/102340

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations. §1.56(a).

I hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign applications for patent listed below, and I have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

United Kingdom

9622047.0

23rd October 1996

United Kingdom

9706888.6

4th April 1997

09/102340-01E20160

I hereby claim the benefit under Title 35, United States Code, §120 of any United States or PCT application(s) listed below and, insofar as the subject matter of each of claims of this application is not disclosed in the prior United States or PCT application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application.

PCT

GB97/02930

23rd October 1997

And I hereby appoint:

Edwin D. Schindler (Reg. No.31,459) of Five Hirsch Avenue, Coram, New York 11727, (Tel: (516) 474 5373), my attorney, with full power of substitution and revocation, to prosecute this application, to make alterations and amendments therein, to receive the patent, to transact all business in the Patent and Trademark Office connected therewith.

Please address all communications, and direct all telephone calls regarding this application, to:

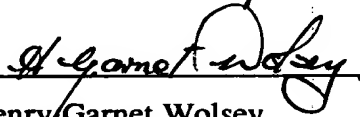
Edwin D. Schindler,
Five Hirsch Avenue,
Coram,
New York 11727

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of First Inventor - Henry Garnet WOLSEY

Residence) Swansea, United Kingdom,
Post Office) Whiteleys,
Address) Little Treffgarn,
) Haverfordwest,
) Pembrokeshire,
) SA62 5DY,
) United Kingdom
Citizenship) British

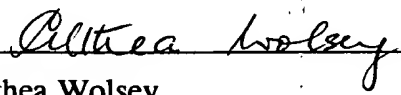
Dated this 30 day of June 1998


Henry Garnet Wolsey

Full name of Second Inventor - Althea WOLSEY

Residence) Swansea, United Kingdom,
Post Office) Whiteleys,
Address) Little Treffgarn,
) Haverfordwest,
) Pembrokeshire,
) SA62 5DY,
) United Kingdom
Citizenship) British

Dated this 30 day of June 1998


Althea Wolsey

0010240 0422060



#3

Applicant or Patentee
Serial or Patent No.
Filed or Issued
For

H. Wolsey
09/102340
22 June 1998
Cooling pouch

Attorney's
Docket No. _____

**VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY
STATUS (37 CFR 1.9 (f) and 1.27 (c)) - SMALL BUSINESS CONCERN**

I hereby declare that I am

- ☐ the owner of the small business concern identified below:
☒ an official of the small business concern empowered to act on behalf of the concern identified below:

NAME OF CONCERN
ADDRESS

Metal Mills Limited
Whiteleys, Little Treffgarn, Haverfordwest, Pembrokeshire SA62 5DY, United Kingdom

I hereby declare that the above identified small business concern qualifies as a small business concern as defined in 13 CFR 121.3-18, and reproduced in 37 CFR 1.9 (d), for purposes of paying reduced fees under section 41 (a) and (b) of Title 35, United States Code, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed in a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention, entitled Coolong pouch inventors Henry Garnet Wolsey and Althea Wolsey as described in

- ☒ the specification filed as United States Patent Application Serial Number: 09/102340 dated 22 June 1998
☐ patent no. _____, issued _____

If the rights held by the above identified small business concern are not exclusive, each individual, concern or organization having rights to the invention is listed below and no rights to the invention are held by any person, other than the inventor, who could not qualify as a small business concern under 37 CFR 1.9 (d) or by any concern which would not qualify as a small business concern under 37 CFR 1.9 (d) or a nonprofit organization under 37 CFR 1.9 (e).

NAME
ADDRESS

☐ INDIVIDUAL ☐ SMALL BUSINESS CONCERN ☐ NONPROFIT ORGANIZATION

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28 (b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF PERSON SIGNING
TITLE OF PERSON OTHER THAN OWNER
ADDRESS OF PERSON SIGNING

Managing Director
Whiteleys, Little Treffgarn, Haverfordwest
Pembrokeshire SA62 5DY
United Kingdom

SIGNATURE

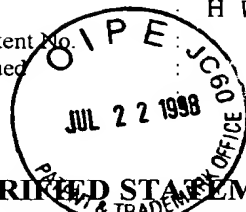
H. Garnet Wolsey

DATE 30 June 1998

#3

Applicant H Wolsey, A Wolsey
Serial or Patent No. 09/102340
Filed or Issued 22 June 1998
For Cooling pouch

Attorney's
Docket No _____



**VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY
STATUS (37 CFR 1.9 (f) and 1.27 (b)) - INDEPENDENT INVENTOR**

As a below named inventor, I hereby declare that I qualify as an independent inventor as defined in 37 CFR 1.9 (c) for purposes of paying reduced fees under section 41 (a) and (b) of Title 35, United States Code, to the Patent and Trademark Office with regard to the invention entitled Cooling Pouch described in

- ☒ the specification filed as United States Patent Application Serial Number 09/102340 dated 22 June 1998
☐ application serial number _____ filed on _____

I have not assigned, granted, conveyed or licensed and am under no obligation under contract or law to assign, grant, convey or license, any rights in the invention to any person who could not be classified as an independent inventor under 37 CFR 1.9 (c) if that person had made the invention, or to any concern which would not qualify as a small business concern under 37 CFR 1.9 (d) or a nonprofit organization under 37 CFR 1.9 (e).

Each person, concern or organization to which I have assigned, granted, conveyed, or licensed or am under an obligation under contract or law to assign, grant, convey, or license any rights in the invention is listed below:

- ☐ no such person, concern, or organization
☒ persons, concerns or organizations listed below*

*NOTE: Separate verified statements are required from each named person concern or organization having rights to the invention averring to their status as small entities (37 CFR 1.27)

FULL NAME Metal Mills Ltd
ADDRESS Whiteleys, Little Treffgarn, Haverfordwest, Pembrokeshire SA62 5DY, United Kingdom

- ☐ Individual ☒ Small Business Concern ☐ Non-Profit Organization

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28 (b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

Henry Garnet Wolsey
NAME OF FIRST INVENTOR

H. Garnet Wolsey
Signature of first Inventor

30th June 1998.
Date

Althea Wolsey
NAME OF SECOND INVENTOR

Althea Wolsey
Signature of second Inventor

30th June 1998
Date

002290 01E20T60